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OFFICE OF PETITIONS

In re Application of	:	
Gabor Devenyi	:	DECISION ON PETITION
Application No. 10/084,704	:	
Filed: February 26, 2002	:	
Attorney Docket No. 01W120	:	

This is a decision on the petition filed April 11, 2005, pursuant to 37 CFR 1.137(b), to revive the above-identified application.

The petition is **GRANTED**.

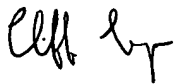
The above-identified application became abandoned as a result of petitioner's failure to timely file an Appeal Brief (and fee) within the time period provided in 37 CFR 1.192(a). A final Office action was mailed on March 8, 2004, which set a shortened statutory period for reply of three months. Petitioner filed an amendment on April 8, 2004. However, in an Advisory Action mailed on May 14, 2004, petitioner was informed that the amendment did not *prima facie* place the application in condition for allowance. Petitioner then obtained a three month extension of time and filed a Notice of Appeal on August 27, 2004. Accordingly, the two month period of time (extendable under 37 CFR 1.136(a)) for filing the Appeal Brief started to run from August 27, 2004. No Appeal Brief having been filed, the above-

identified application became abandoned on October 28, 2004. A Notice of Abandonment was mailed on April 6, 2005.

With the instant petition, the petitioner paid the petition fee, made the proper statement of unintentional delay, and filed an Appeal Brief in triplicate.

The application file is being forwarded to Group Art Unit 3682 for consideration of the Appeal Brief filed April 11, 2005.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo".

Cliff Congo
Petitions Attorney
Office of Petitions